

REMARKS

Reconsideration of the present application in view of the above amendments and the following remarks, and further in view of the Terminal Disclaimer and Information Disclosure Statement, each of which is filed concurrently herewith, is respectfully requested.

Claim Amendments

Claims 1, 6, 7 – 12, 38 and 51 are amended herein, without adding new subject matter. No claims have been canceled, and no new claims have been added.

Claims 1, 38 and 51 have been amended to correct a typographical error appearing in the first appearance of formula, specifically changing the lower case “p” to the upper case “P.”

Claim 6 has been amended to incorporate the appropriate Markush wording.

Claims 7 – 12 have been amended to change “is” to comprises, which change is supported throughout the present specification.

Outstanding Office Action

In the outstanding office action the Examiner has indicated that claims 39 and 41 – 71 were allowable as previously presented and that claims 2 – 4, 6 – 13, 16 – 37, and 72 – 75 would be allowable if rewritten in independent form. The undersigned is grateful for the Examiner’s recognition in this regard.

The Examiner also rejected claims 1, 5, 7 -12, 14 and 15 provisionally on the basis of obviousness-type double patenting over copending Application No. 10/671,810. Although applicants do not necessarily accede to the correctness of this rejection or the Examiner's reasoning, in order to facilitate prosecution applicants are filing herewith an appropriate Terminal Disclaimer in order to obviate the Examiner's rejection in this regard.

Conclusion

The present application is now believed to be in condition for allowance and an early notice thereof is respectfully requested.

Respectfully submitted,



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